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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 vs.
18 CHRISTOPHER BRYAN ABLETT
19 Defendant.
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Case No. CR 09 0749 RS
STIPULATION OF FACT

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23 The United States and defendant Christopher Ablett hereby enter into the
24 following stipulation with regard to the placing of a GPS device on a vehicle in Modesto
25 California, which the jury may consider as true. The parties stipulate that during the
26 investigation (after the homicide), there was active surveillance conducted on Ely
27 Cervantes' residence in Modesto. This surveillance was conducted prior to Christopher
28


1 Ablett being positively identified as the suspect in Mark Guardado's homicide. During one
2 of the surveillances, Sergeant Young of the Modesto Police Department recognized
3 Christopher Ablett's vehicle parked in front of Ely Cervantes' residence. Young and the
4 other members of the Modesto Police Department placed a GPS tracker underneath
5 Christopher Ablett's vehicle. This was done so that if Christopher Ablett was identified as
6 a suspect, the Modesto Police Department would be able to track his vehicle and determine
7 his whereabouts. During the same surveillance, Young positively identified Christopher
8 Ablett as the driver and followed Christopher Ablett away from Ely Cervantes' residence.
9 During the surveillance Young followed Ablett to Sante Nella California where they lost
10 sight of his vehicle. After losing sight of the vehicle, Young attempted to relocate
11 Christopher Ablett by activating the GPS tracker. However, the GPS tracker was not
12 operational.

13 SO STIPULATED

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16 Dated: February 16, 2012

Respectfully submitted,

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19 Signed:


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